

STAYED,TYPE I-FOIA

U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:18-cv-00224-CKK

AMERICAN OVERSIGHT v. U.S. DEPARTMENT OF JUSTICE

Assigned to: Judge Colleen Kollar-Kotelly

Cause: 05:552 Freedom of Information Act

Date Filed: 01/31/2018

Jury Demand: None

Nature of Suit: 895 Freedom of

Information Act

Jurisdiction: U.S. Government Defendant

Plaintiff

AMERICAN OVERSIGHT

represented by **Katherine Marie Anthony**
 AMERICAN OVERSIGHT
 1030 15th Street, NW
 Suite B255
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PRO HAC VICE
ATTORNEY TO BE NOTICED

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V.

Defendant

U.S. DEPARTMENT OF JUSTICE

represented by **Vinita B. Andrapalliyal**
 U.S. DEPARTMENT OF JUSTICE
 Civil Division, Federal Programs Branch
 P.O. Box 883
 Washington, DC 20044
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LEAD ATTORNEY
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Date Filed	#	Docket Text
01/31/2018	<u>1</u>	COMPLAINT against U.S. DEPARTMENT OF JUSTICE (Filing fee \$ 400 receipt number 0090-5311883) filed by AMERICAN OVERSIGHT. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Civil Cover Sheet, # <u>9</u> Summons for USAO, # <u>10</u> Summons For AG, # <u>11</u> Summons For DOJ)(Creighton, Sara) (Entered: 01/31/2018)
01/31/2018	<u>2</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by AMERICAN OVERSIGHT (Creighton, Sara) (Entered: 01/31/2018)
01/31/2018		Case Assigned to Judge Colleen Kollar-Kotelly. (jd) (Entered: 02/01/2018)
02/02/2018	<u>3</u>	SUMMONS (3) Issued Electronically as to U.S. DEPARTMENT OF JUSTICE, U.S. Attorney and U.S. Attorney General. (Attachment: # <u>1</u> Notice and Consent)(jd)

		(Entered: 02/02/2018)
02/07/2018	<u>4</u>	ORDER ESTABLISHING PROCEDURES FOR CASES ASSIGNED TO JUDGE COLLEEN KOLLAR-KOTELLY. Signed by Judge Colleen Kollar-Kotelly on 2/8/2018. (DM) (Entered: 02/07/2018)
02/15/2018	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 2/9/2018. (Answer due for ALL FEDERAL DEFENDANTS by 3/11/2018.), RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed on United States Attorney General. Date of Service Upon United States Attorney General 2/9/18., RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed. U.S. DEPARTMENT OF JUSTICE served on 2/9/2018 (Attachments: # <u>1</u> Exhibit A)(Creighton, Sara) (Entered: 02/15/2018)
03/12/2018	<u>6</u>	NOTICE of Appearance by Vinita Balakrishnan Andrapalliyal on behalf of U.S. DEPARTMENT OF JUSTICE (Andrapalliyal, Vinita) (Entered: 03/12/2018)
03/12/2018	<u>7</u>	ANSWER to <u>1</u> Complaint by U.S. DEPARTMENT OF JUSTICE.(Andrapalliyal, Vinita) Modified to add link on 3/13/2018 (znmw). (Entered: 03/12/2018)
03/20/2018	<u>8</u>	ORDER. The parties shall file the schedule not later than APRIL 19, 2018 . Signed by Judge Colleen Kollar-Kotelly on March 20, 2018. (lcckk1) (Entered: 03/20/2018)
03/20/2018		Set/Reset Deadlines: Joint Schedule due by 4/19/2018. (dot) (Entered: 03/22/2018)
04/19/2018	<u>9</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Attachments: # <u>1</u> Text of Proposed Order)(Andrapalliyal, Vinita) (Entered: 04/19/2018)
05/03/2018		MINUTE ORDER: The Court has received the parties' <u>9</u> Joint Status Report, which indicates that Defendant's Office of Information Policy, the Office of the Inspector General, the Office of Legal Counsel, and the Federal Bureau of Investigation are at varying stages of their review and production of documents in response to Plaintiff's FOIA requests. The Court adopts the parties' proposal that they submit a further Joint Status Report by MAY 30, 2018 , that indicates the volume of potentially responsive documents that remain to be reviewed, proposes a schedule for the completion of production, and identifies a briefing schedule, if necessary. Signed by Judge Colleen Kollar-Kotelly on May 3, 2018. (lcckk1) (Entered: 05/03/2018)
05/03/2018		Set/Reset Deadlines: Joint Status Report due by 5/30/2018. (dot) (Entered: 05/08/2018)
05/30/2018	<u>10</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Andrapalliyal, Vinita) (Entered: 05/30/2018)
06/08/2018		MINUTE ORDER: The Court has received the parties' <u>10</u> Joint Status Report, which indicates that Defendant's Office of Information Policy, the Office of the Inspector General, the Office of Legal Counsel, and the Federal Bureau of Investigation have made further progress in their review and production of documents in response to Plaintiff's FOIA requests. The parties shall submit a further Joint Status Report by SEPTEMBER 14, 2018 , that confirms whether Defendant has completed its production and identifies a briefing schedule, if necessary. Signed by Judge Colleen Kollar-Kotelly on June 8, 2018. (lcckk1) (Entered: 06/08/2018)
06/08/2018		Set/Reset Deadlines: Joint Status Report due by 9/14/2018, that confirms whether Defendant has completed its production and identifies a briefing schedule. (dot) (Entered: 06/08/2018)
08/27/2018	<u>11</u>	MOTION for Leave to Appear Pro Hac Vice :Attorney Name- Katherine M. Anthony, :Firm- American Oversight, :Address- 1030 15th Street NW B-255, Washington, DC 20005. Phone No. - (202) 897-3918. Fax No. - (202) 871-6523 Filing fee \$ 100, receipt number 0090-5659730. Fee Status: Fee Paid. by AMERICAN OVERSIGHT (Creighton, Sara) (Entered: 08/27/2018)
08/29/2018		MINUTE ORDER: The Court has received the <u>11</u> Motion for Admission <i>Pro Hac Vice</i> , with respect to Katherine M. Anthony. That motion is hereby GRANTED. Signed by Judge Colleen Kollar-Kotelly on August 29, 2018. (lcckk1) (Entered: 08/29/2018)

09/14/2018	<u>12</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Andrapalliyal, Vinita) (Entered: 09/14/2018)
09/17/2018		MINUTE ORDER: The Court has received the parties' <u>12</u> Joint Status Report, which indicates that the Office of the Inspector General, the Office of Legal Counsel, and the Federal Bureau of Investigation have completed their processing and, if applicable, production in response to Plaintiff's FOIA requests. Defendant's Office of Information Policy has made further progress in its review of documents and intends to issue rolling responses to Plaintiff that are expected to conclude by October 19, 2018. The parties shall submit a further Joint Status Report by NOVEMBER 2, 2018 , that confirms whether Defendant has completed its production and identifies a briefing schedule, if necessary. Signed by Judge Colleen Kollar-Kotelly on September 17, 2018. (lcckk1) (Entered: 09/17/2018)
09/17/2018		Set/Reset Deadlines: Joint Status Report due by 11/2/2018, that confirms whether Defendant has completed its production and identifies a briefing schedule, if necessary. (dot) (Entered: 09/19/2018)
11/02/2018	<u>13</u>	Joint STATUS REPORT by AMERICAN OVERSIGHT. (Anthony, Katherine) (Entered: 11/02/2018)
11/06/2018		MINUTE ORDER: The Court has received the parties' <u>13</u> Joint Status Report, which indicates that Defendant's Office of Information Policy has completed its production and that Plaintiff is in the midst of reviewing the same. The parties shall submit a further Joint Status Report by DECEMBER 3, 2018 , that indicates whether Plaintiff intends to challenge Defendant's production and identifies a briefing schedule, if necessary. Signed by Judge Colleen Kollar-Kotelly on November 6, 2018. (lcckk1) (Entered: 11/06/2018)
11/06/2018		Set/Reset Deadlines: Joint Status Report due by 12/3/2018, that indicates whether Plaintiff intends to challenge Defendant's production and identifies a briefing schedule, if necessary. (dot) (Entered: 11/09/2018)
12/03/2018	<u>14</u>	Joint STATUS REPORT by U.S. DEPARTMENT OF JUSTICE. (Andrapalliyal, Vinita) (Entered: 12/03/2018)
12/04/2018		MINUTE ORDER: The Court has received the parties' <u>14</u> Joint Status Report, which indicates that "[t]he parties are working on resolving Plaintiff's claims without the need for further litigation." Accordingly, the Court shall adopt the parties' proposal that they submit a further Joint Status Report by JANUARY 3, 2019 . That Joint Status Report shall indicate whether this matter has been fully resolved and propose a schedule for any further proceedings. Signed by Judge Colleen Kollar-Kotelly on December 4, 2018. (lcckk1) (Entered: 12/04/2018)
12/04/2018		Set/Reset Deadlines: Joint Status Report due by 1/3/2019, indicating whether this matter has been fully resolved and propose a schedule for any further proceedings. (dot) (Entered: 12/04/2018)
12/26/2018	<u>15</u>	MOTION to Stay <i>Joint Status Report Deadline in Light of Lapse of Appropriations</i> by U.S. DEPARTMENT OF JUSTICE (Attachments: # <u>1</u> Text of Proposed Order)(Andrapalliyal, Vinita) (Entered: 12/26/2018)
12/27/2018		MINUTE ORDER: The Court has received Defendant U.S. Department of Justice's <u>15</u> Motion for a Stay. Defendant indicates that Plaintiff takes no position on a tolling of deadlines commensurate with a short lapse in appropriations to the U.S. Department of Justice, but opposes a general stay of this matter. At this time, it is not possible to determine how long the lapse of appropriations will last. Accordingly, in an exercise of the Court's discretion, the Court shall GRANT Defendant's <u>15</u> Motion. The Court shall STAY the deadline for the Joint Status Report otherwise due by January 3, 2019. The deadline is tolled commensurate with the length of the lapse of appropriations to the Department. The parties shall file a notice within two business days of the restoration of the Department's funding and the resumption of its operations. Signed by Judge Colleen Kollar-Kotelly on December 27, 2018. (lcckk1) (Entered: 12/27/2018)